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DEC 28 2005

Attorney Docket No. 40357.010100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Thomas Thaler et al.

Confirmation No. 4386

Serial Number: 09/785,598

Art Unit: 2663

Filing Date: February 16, 2001

Examiner: Ferris, Derrick W.

Title: **Reference Time Distribution Over A Network****NOTICE OF APPEAL**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated June 28, 2005 of the Primary Examiner finally rejecting claims 1-24.

The \$250.00 Appeal Fee is:

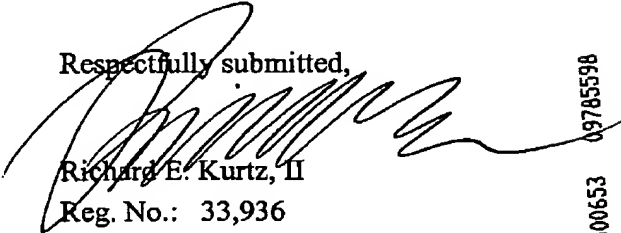
enclosed (Check No. _____)

not required (fee paid in prior appeal on this application)

☒ requested to be charged to Deposit Account No. 50-0653

Applicant further petitions for any extension of time required to render the filing of this notice timely which may be in excess of any extension previously granted and paid for, and requests that the cost of such extension be charged to Deposit Account No. 50-0653. The Commissioner is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0653.

Respectfully submitted,


Richard E. Kurtz, II

Reg. No.: 33,936

Greenberg Traurig

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McLean, Virginia 22102

703-749-1330

Filed: December 28, 2005

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